

OFFICIAL GAZETTE



GOVERNMENT OF GOA

EXTRAORDINARY

No. 4

GOVERNMENT OF GOA

Department of Panchayat Raj & Community
Development

Directorate of Panchayats

Notification

12/DP/PAN/ED/96-97

The following draft Rules which are proposed to be made under sub-section (1) of section 16 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994) is hereby pre-published as required by sub-section (1) of section 240 of the said Act, for information of the persons likely to be affected thereby and notice is hereby given that the said draft Rules will be taken into consideration by the Government on expiry of ten days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the draft Rules may be forwarded to the Director of Panchayats and Ex-Officio Joint Secretary to the Government of Goa, Junta House, 3rd Lift, 3rd Floor, Panaji, before the expiry of ten days from the date of publication of this Notification in the Official Gazette.

DRAFT RULES

In exercise of the powers conferred by sub-section (1) of section 16 read with sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Act 14 of 1994), the Government of Goa hereby makes the following rules, namely:—

PRELIMINARY

1. *Short title and commencement.*— (1) These rules may be called the Goa Panchayat Raj (Election Petition Authority) Rules, 1997.

(2) They shall come into force at once.

2. *Definitions.*— In these rules, unless the context otherwise requires,—

- (a) “Act” means the Goa Panchayat Raj Act, 1994 (Act 14 of 1994);
- (b) “Administrative Tribunal” means the Administrative Tribunal constituted under section 3 of the Goa Administrative Tribunal Act, 1965 (Act No. 6 of 1965);
- (c) “candidate” means a person who has been or claims to have been duly nominated as a candidate at any Village Panchayat Election, and any such person shall be deemed to have been a candidate as from the time when, with the election is prospect, he began to hold himself out as a prospective candidate;
- (d) “costs” means all costs, charges and expenses of or incidental to a trial of an election petition;
- (e) “pleader” means any person entitled to appear and plead for another in a civil court within the State of Goa;
- (f) “Words and expression” which are not defined under these Rules shall have the same meaning as assigned to them under the Act;

3. *“Election Petition Authority”.*— The President of the Goa Administrative Tribunal shall be the authority to hear the election petition and to decide the same after conducting trial as per the procedure laid down under sections 16 to 25 of the Act.

By order and in the name of the Governor of Goa.

G. G. Kambli, Director of Panchayats & Ex-Officio Joint Secretary.

Panaji, 7th January, 1997.